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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/748,853

12/30/2003

Carl J. Wheeler

CA1818

6433

93179

7590

04/27/2010

Sughrue Mion , PLLC

2100 Pennsylvania Avenue, N.W.

Washington, DC 20037

EXAMINER

ROYDS, LESLIE A

ART UNIT

PAPER NUMBER

1614

MAIL DATE

DELIVERY MODE

04/27/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/748,853	12/30/2003	WHEELER, CARL J.	CA1818

Sughrue Mion , PLLC
2100 Pennsylvania Avenue, N.W.
Washington, DC 20037

EXAMINER

Leslie A. Royds

ART UNIT	PAPER
1614	20100422

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

NOTICE OF NON-RESPONSIVE AMENDMENT

Applicant's amendment and remarks filed January 4, 2010 have been received and entered into the present application. However, Applicant's amendments to the claims fail to comply with the requirements of 37 C.F.R. 1.121[c].

37 C.F.R. 1.121[c] states, "All claims being currently amended in an amendment paper shall be presented in the claim listing, indicate a status of "currently amended," and be submitted with markings to indicate the changes that have been made relative to the immediate prior version of the claims. The text of any added subject matter must be shown by underlining the added text. The text of any deleted matter must be shown by strike-through except that double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters. The text of any deleted subject matter must be shown by being placed within double brackets if strike-through cannot be easily perceived."

Applicant's amendments to instant claim 86 fail to comply with the provisions of 37 C.F.R. 1.121[c]. Specifically, Applicant has indicated deletions from the claim at p.7 of the claim listing with double brackets, but no text is actually contained within the brackets. As a result, it is unclear exactly what, if anything, is intended to be removed from the claim. Should Applicant intend for the structural formulas to be deleted from the claim, Applicant is advised to completely contain the structural formula(s) within the double brackets to clearly indicate the intention to delete them from the claim.

Applicant is required, in reply to this notice, to submit a complete listing of all pending claims properly reflecting all additions and deletions made to the text of the claims relative to the immediately prior version of the claims in accordance with the provisions of 37 C.F.R. 1.121[c]. Failure to comply with the requirements set forth infra will again render the reply NON-COMPLIANT.

Since the above-mentioned response appears to be a bona fide attempt to reply, Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction, as well as a proper response to the previous Office Action, in order to avoid abandonment. Extensions of this time period under 37 C.F.R. 1.136(a) are available.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Leslie A. Royds, whose telephone number is (571)-272-6096. The Examiner can normally be reached Monday through Friday, 9:00 AM to 5:30 PM. If attempts to reach the Examiner are unsuccessful, the Examiner's supervisor, Ardin H. Marschel, can be reached on (571)-272-0718. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

